



General Assembly

February Session, 2010

***Raised Bill No. 185***

LCO No. 972

\*00972\_\_\_\_\_GL\_\*

Referred to Committee on General Law

Introduced by:  
(GL )

***AN ACT CONCERNING ADVERTISING BY NONLICENSED  
TRADESPERSONS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (a) of section 20-341 of the 2010 supplement to  
2 the general statutes is repealed and the following is substituted in lieu  
3 thereof (*Effective October 1, 2010*):

4 (a) Any person who wilfully engages in or practices the work or  
5 occupation for which a license is required by this chapter without  
6 having first obtained an apprentice permit or a certificate and license  
7 for such work, or who wilfully employs or supplies for employment a  
8 person who does not have a certificate and license for such work, or  
9 who wilfully and falsely pretends to qualify to engage in or practice  
10 such work or occupation, including, but not limited to, offering to  
11 perform such work in any print, electronic, television or radio  
12 advertising or listing when such person does not hold a license for  
13 such work as required by this chapter, or who wilfully engages in or  
14 practices any of the work or occupations for which a license is required  
15 by this chapter after the expiration of such person's license, shall be  
16 guilty of a class B misdemeanor, provided no criminal charges shall be

17 instituted against such person pursuant to this subsection unless the  
 18 work activity in question is reviewed by the Commissioner of  
 19 Consumer Protection, or the commissioner's authorized agent, and the  
 20 commissioner or such agent specifically determines, in writing, that  
 21 such work activity requires a license and is not the subject of a bona  
 22 fide dispute between persons engaged in any trade or craft, whether  
 23 licensed or unlicensed. Notwithstanding the provisions of subsection  
 24 (d) or (e) of section 53a-29 and subsection (d) of section 54-56e, if the  
 25 court determines that such person cannot fully repay any victims of  
 26 such person within the period of probation established in subsection  
 27 (d) or (e) of section 53a-29 or subsection (d) of section 54-56e, the court  
 28 may impose probation for a period of not more than five years. The  
 29 penalty provided in this subsection shall be in addition to any other  
 30 penalties and remedies available under this chapter or chapter 416.

31 Sec. 2. Subsection (a) of section 20-334 of the general statutes is  
 32 repealed and the following is substituted in lieu thereof (*Effective*  
 33 *October 1, 2010*):

34 (a) No person shall engage in, practice or offer to perform the work  
 35 of any occupation subject to this chapter in this state or wilfully and  
 36 falsely offer to perform such work in any print, electronic, television or  
 37 radio advertising or listing when such person does not hold a license  
 38 for such work as required by this chapter unless such person has first  
 39 obtained a license as provided in section 20-333, or possesses a card of  
 40 registration from the Labor Department or the board and is subject to  
 41 all of the regulations adopted under this chapter for the purpose of  
 42 governing apprenticeship training, or has been issued a license for  
 43 such particular work under this chapter prior to July 6, 1967.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2010</i>	20-341(a)
Sec. 2	<i>October 1, 2010</i>	20-334(a)

***Statement of Purpose:***

To provide penalties for persons who wilfully and falsely advertise to perform work for which certain trade licenses are required.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*